IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 11718 of 2004

Between:

Dantala Madan Mohan @ Ankamma, S/o Ramaiah,
Hindu, aged 60 years, R/o Kothapet, Guntur.

..... PETITIONER

AND

The Special Officer and Competent Authority,
Urban Land Ceiling, Arundelpet, Guntur

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any Writ or order or direction more particularly one in the nature of Writ of Mandamus directing the respondent to consider the petitioner representation dated 11-12-2003 made in ULC No.1422/76-B pending on the file of the respondent by declaring the action of the respondent in not considering the petitioner representation as illegal, arbitrary and contrary to the Provisions of Urban Land (Ceiling and Regulation) Act.

For the Petitioner :MR.RAJA REDDY KONETI, Advocate

For the Respondent : GP FOR ASSIGNMENT

The Court at the admission stage made the following :

ORDER:

By this writ petition, the petitioner seeks a direction to the respondent-Special Officer and Competent Authority, Urban Land Ceiling, Guntur to consider and pass orders on the representation dated 11.12.2003 made by him for determination of their holding as illegal, arbitrary and contrary to the provisions of Urban Land (Ceiling and Regulation) Act.

The grievance of the petitioner is that without calling for their objections, the respondent declared about Ac.0.94 ½ cents of Agricultural land in D. No.498 of Guntur belongs to the petitioners as held by the vendor's son of the petitioner, without giving any notice to the petitioner and his joint vendee, for which the petitioner made a representation dated 11.12.2003 to the respondent for re-determination of their holding as per the provisions of the Urban Land (Ceiling and Regulation) Act. Questioning the action of the respondent in not considering their representation, the present writ petition is filed.

Having heard the learned counsel for petitioner and having regard to the facts and circumstances of the case, and having regard to the fact that the representation said to have been filed by the petitioner is pending with the respondent, without going into the merits of the case, I deem it appropriate to dispose of the writ petition with the following directions:

If the representation dated 11.12.2003 of the petitioner is not yet disposed of, the respondent shall consider and dispose of the same in accordance with law and pass appropriate orders thereon, within a period of eight weeks from the date of receipt of a copy of this Court. No costs.

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N.V. RAMANA, J.

09th July, 2004.

YS/tvk

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To
1. The Special Officer and Competent Authority,
Urban Land Ceiling, Arundelpet, Guntur
2. Two CCs to the Government Pleader for Assignment,
High Court Buildings, Hyderabad. (OUT)
3. Two CD copies.